

11/21/00
JCE03 U.S. PTO

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JCE03 U.S. PTO
09/716356
11/21/00

Hon. Assistant Commissioner for Patents
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Washington, D.C. 20231

RE: New U.S. Continuation-in-part Patent Application
Applicant: Shimpei USHIO et al.
Title: INTERFERON- γ INDUCING POLYPEPTIDE, PHARMACEUTICAL
COMPOSITION THEREOF, MONOCLONAL ANTIBODY THERETO, AND
METHODS OF USE
Atty's Docket: USHIO=2

Sir:

Attached herewith is the above-identified application for Letters Patent including:

- [X] Specification (110 pages), claims (18 pages) and abstract (1 page)
- [X] 5 Sheets Drawings (Figures 1-5)
- [X] Formal [] Informal
- [X] The inventors of this application are:

Shimpei USHIO, Japanese, 278-25, Yamasaki, Okayama-shi, Okayama, Japan;

Kakuji TORIGOE, Japanese, 1343-5, Fujito, Fujito-cho, Kurashiki-shi,
Okayama, Japan;

Todao TANIMOTO, Japanese, 312-88, Yamazaki, Okayama-shi, Okayama, Japan;

Haruki OKAMURA, Japanese, 12-32, 2-chome, Nakahozumi, Ibaraki-shi,
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Masashi KURIMOTO, Japanese, 7-25, 2-chome, Gakunan-cho, Okayama-shi,
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Toshio KUNIKATA, Japanese, 8-49, 2-chome, Kanda-cho, Okayama-shi,
Okayama, Japan;

Mutsuko TANIGUCHI, Japanese, 3-30-5, 5-chome, Hirai, Okayama-shi,
Okayama, Japan; and

Keizo KOHNO, Japanese, 155-6, Oki, Seto-cho, Akaiwa-gun, Okayama,
Japan.

- ☐ Information Disclosure Statement with () references
- ☒ Return Receipt Postcard (in duplicate)
- The following statements are applicable:
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ The benefit under 35 USC '119 is claimed of the filing date of:
Application No. ___ in ___ on _____. A certified copy of said
priority document
☐ is attached
☐ was filed in progenitor case _____ on _____.
- ☐ The present application claims the benefit of U.S. Provisional
Appln. No. 60/ , filed.
- ☒ The present application is a continuation-in-part of: application
no. 08/832,180, filed April 8, 1997, which is a divisional of
08/558,191, filed November 15, 1995, now abandoned; application
no. 08/974,469, filed November 20, 1997, which is a continuation
of 08/599,879, filed February 14, 1996, now abandoned, which
application no. 08/599,879 is a continuation-in-part of
08/558,190, filed November 15, 1995, now abandoned; application
no. 08/558,818, filed November 15, 1995; application no.
08/832,177, filed April 8, 1997, which is a divisional of
08/558,818; and application no. 08/832,198, filed April 8, 1997,
which is a divisional of 08/721,018, filed September 26, 1996, now
abandoned. Although this application is stated to be a CIP,
applicant does not concede that any matter is presented in this
application which is not present in the parent.
- ☐ Incorporation By Reference. The entire disclosure of the prior
application, from which a copy of the oath or declaration is
supplied herewith, is considered as being part of the disclosure of
the accompanying application and is hereby incorporated by
reference therein.
- ☒ Certain documents were previously cited or submitted to the Patent
and Trademark Office in the following prior applications
08/832,180, 08/558,191, 08/974,469, 08/599,879, 08/558,190,
08/558,818, 08/832,177, 08/832,198 and 08/721,018 which is relied
upon under 35 USC §120. Applicants identify these documents by
attaching hereto a form PTO-1449 listing these documents, and
request that they be considered and made of record in accordance
with 37 CFR §1.98(d). Per Section 1.98(d), copies of these
documents need not be filed in this application.
- ☐ The undersigned attorney of record hereby appoints associate power
of attorney, to prosecute this application and to transact all
business in the Patent and Trademark Office in connection
therewith to:
- ☒ In accordance with 37 CFR 1.53(a) and (b), it is respectfully
requested that a serial number and filing date be assigned to this
application as of the date of receipt of the present papers. In
accordance with the present procedures of the U.S. Patent and

Trademark Office, an executed Declaration and the filing fee for the present application will be filed in due course.

- [X] **No** authorization is given for charging the filing fee at the present time. However, at such time that the declaration is filed, but not before, you are authorized to charge whatever excess fees are necessary (including the filing fee and any extension of time fees then due) to Deposit Account 02-4035, if any such fees due are not fully covered by check filed at that time.
- [X] The attorneys of record for this application and the address will be those of Customer No. 001444; i.e., Sheridan Neimark, Reg. No. 20,520; Roger L. Browdy, Reg. No. 25,618; Anne M. Kornbau, Reg. No. 25,884; Norman J. Latker, Reg. 19,963; Iver P. Cooper, Reg. No. 28,005; and *Allen C. Yun, Reg. No. 37,971 (*Patent Agent).

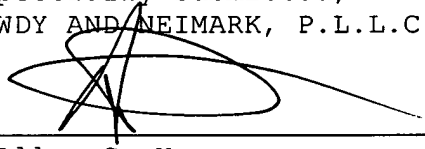
Please send all correspondence with respect to this case to:

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624 Ninth Street, N.W.
Washington, D.C. 20001

Please direct all telephone calls to Browdy and Neimark at (202) 628-5197.

- [] The Commissioner is hereby authorized to credit any overpayment of fees accompanying this paper to Deposit Account No. 02-4035.

Respectfully submitted,
BROWDY AND NEIMARK, P.L.L.C.

By: 
Allen C. Yun
Registration No. 37,971

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